

Approvals

City Attorney

Finance Director

City Manager



**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Greg Butler, Assistant City Manager

DATE: February 28, 2017

SUBJECT: Request for Procedural Direction Regarding the Adult Use of Marijuana Act (Proposition 64) (At the Request of Subcommittee Members Mayor Pro Tem Rahn and Council Member Naggar)

PREPARED BY: Randi Johl, City Clerk

RECOMMENDATION: That the City Council provide procedural direction to preserve all flexibility associated with the adoption of an ordinance related to the Adult Use of Marijuana Act (Proposition 64) while taking time to study and research the various legal, legislative, land use, financial and other factors associated with the Act.

BACKGROUND: On November 8, 2016 the voters of the State of California passed the Adult Use of Marijuana Act (AUMA) legalizing the nonmedical use of marijuana by persons 21 years of age and over and creating a state regulatory and licensing system for the commercial cultivation, testing, manufacturing and distribution of nonmedical marijuana and related products. AUMA also preserved the ability of local governments to regulate, license and/or prohibit commercial nonmedical marijuana. Specifically in Temecula, Proposition 64 was passed by the voters of the City by a margin of 51% to 49%.

In light of the passage of Proposition 64, the Council assigned Mayor Pro Tem Rahn and Council Member Naggar to the marijuana subcommittee. The subcommittee met on January 24, 2017 and preliminarily reviewed various legal, legislative, land use, financial and other factors associated with the Act. The subcommittee determined that further research and outreach is necessary to adequately identify and understand the true impact and/or opportunities created by the Act and how those impacts and/or opportunities may be addressed. Recognizing that further study and research will take additional time, the subcommittee recommended that the City preserve maximum flexibility for all options under AUMA by considering an ordinance prohibiting commercial cannabis activity while studying and researching various legal, legislative, land use, financial and other factors associated with the Act. Upon completion, staff would return to the subcommittee, Planning Commission and City Council with the findings of the research and outreach effort.

FISCAL IMPACT: None

ATTACHMENTS: None